

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION

Laura T. Beyer, Judge Presiding

FRIDAY, APRIL 16, 2021

Steven G. Tate, Trustee

In response to the Coronavirus (COVID-19), **THE HEARINGS SCHEDULED FOR APRIL 16, 2021 IN STATESVILLE WILL BE CONDUCTED TELEPHONICALLY.** If evidence needs to be presented in your case or you anticipate extensive argument, you will need to either continue the matter to a future hearing date in Statesville or contact chambers (704-350-7575) for a special setting. If the court is unable to understand a party or attorney appearing telephonically for technical reasons, the court will continue the hearing to a future hearing date.

All parties with cases on the 9:30 calendar should call in between 9:15 and 9:30. The court will lock the phone lines at 9:30 to avoid disruption.

The court will recess at 10:45 to allow parties with cases on the 11:00 calendar to call in between 10:45 and 11:00. The court will lock the phone lines at 11:00.

The dial-in numbers for April 16, 2021 are:

Teleconference Number: 888-684-8852

Access Code: 4340964#

Security Code: 3041#

Additional information:

Please dial in using a landline, if possible. The use of cell phones is discouraged due to dropping connections. If you choose to use a cell phone and the connection is dropped, you may not have immediate access to reconnect to the courtroom. **In addition, please do not use hands-free devices.** The phone line will be locked once court starts to avoid disruption. When all of your matters have been heard, the court will advise you when it is appropriate to disconnect.

UNTIL YOUR CASE IS CALLED, please activate the mute button and do not place the call on hold as it causes a disruption on the phone line and in court.

We appreciate your patience during this unprecedented public health challenge and wish you continued safety and good health. Please contact chambers at 704-350-7575 or email beyer_hearings@ncwb.uscourts.gov if you have any questions or concerns.

9:30 a.m.

- 1) 13 Jeffrey L. Crabb 21-50068 Hearing on court order to appear and show cause for dismissal of case (12, 10)

PRO SE

- 2) 13 Martha C. Cronin 16-50491 13th continued hearing on debtor's objection to claim (61); response [Raymond J. Phillips] (62)
- 12th continued status hearing on order granting conditional confirmation of debtor's plan (66)
- 12th continued hearing on Trustee's motion for status hearing (95)

BADGER
SHERLOCK

- 3) 13 William C. Auton 16-50399 Hearing on Trustee's motion to dismiss for payment default (26)
- Faye H. Auton
- Hearing on debtors' motion to modify plan (30)

BOLGER

- 4) 13 Timothy M. Wright 13-51080 Hearing on motion for payment of unclaimed dividends [Margaret H. Potillo] (47, 44)
- Kimberly P. Wright

CARTER
PRO SE

5) 13 Christopher D. Hopkins 11-51478 Hearing on motion for payment of unclaimed dividends [Margaret H. Potillo] (63)

LOVE
PRO SE

6) 13 Anthony P. Jimison 20-50448 Hearing on objection to confirmation of plan [NewRez, LLC] (16, 2)
Arlene E. Jimison

SUMMERLIN
J. BROWN

7) 13 David T. Young 19-50474 Hearing on motion for relief from stay [NewRez LLC] (59); debtors' response (60)
Patricia L. Young

GROFF
VONNEGUT

8) 13 Perry W. Richie 19-50492 Continued hearing on Trustee's motion to dismiss for payment default (50)
Revonda P. Richie

Status hearing on order granting debtors' motion to modify plan (54, 52)

GROFF

9) 13 Stanley J. Burns 18-50477 Hearing on debtor's motion to sell property free and clear of liens (67); response [Nationstar Mortgage, LLC] (68); debtor's reply (69)

LANEY
HEDRICK

- 10) 13 Karen G. McCaskill 19-50073 Hearing on debtor's motion for moratorium (64)
Hearing on debtor's motion to impose automatic stay (68, 66)
LANEY

- 11) 13 Dustin T. Williams 18-50482 Hearing on Trustee's motion to dismiss for payment default (35)
VUJOVIC

- 12) 13 Cathaleen H. Comstock 20-50116 Hearing on Trustee's motion to dismiss for payment default (28)
VUJOVIC

- 13) 13 Bobby W. Guffey 18-50120 Continued hearing on Trustee's motion to dismiss for payment default (25)
Tamara W. Guffey
WOOD

- 14) 13 Linda P. Farley 18-50164 Continued hearing on Trustee's motion to dismiss for payment default (60)
WOOD

- 15) 13 Joseph A. Pack, Sr. 19-50029 2nd continued hearing on Trustee's motion to dismiss for payment default (40)
Sharon J. Pack
Status hearing on order granting debtors' motion for moratorium (51, 42)
WOOD

16) 13 Robin T. Bennett 18-50476 3rd continued hearing on Trustee's motion to dismiss for payment default (33)

MALLORY

17) 13 John J. Galati, II 18-50512 4th continued hearing on Trustee's motion to dismiss for payment default (46)

MALLORY

18) 13 Janet T. Meadows 18-50660 Hearing on debtor's motion to set aside dismissal, reinstate Chapter 13 and substitute attorney (54)

MALLORY/GOURLEY

19) 13 Johnny C. Carpenter, Jr. 19-50004 Hearing on Trustee's motion to dismiss for payment default (50)

MALLORY

20) 13 James L. Westbrook
Linda E. Westbrook 20-50485 Hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (14, 9)

MALLORY

21) 13 Marie A. Miller 21-50032 Hearing on Trustee's motion to dismiss for failure to make plan payments (14)

MALLORY

22) 13 Scott C. Holcomb 17-50309 Hearing on Trustee's motion to dismiss for
Sabrina L. Kennedy payment default (35)

FLIPPIN

23) 13 Robert M. Graybeal, Sr. 18-50445 2nd continued hearing on Trustee's motion
Shelby A. Graybeal to dismiss for payment default (29)

FLIPPIN

24) 13 Christopher F. Kiszka 18-50484 3rd continued hearing on Trustee's motion
Erin R. Kiszka to dismiss for payment default (60)

Status hearing on bench order granting
debtors' motion to modify plan (66)

FLIPPIN

25) 13 James S. Waddell 18-50572 2nd continued hearing on Trustee's motion
to dismiss for payment default (18)

FLIPPIN

26) 13 Maria E. Avila 18-50578 Hearing on Trustee's motion to dismiss for
payment default (34)

FLIPPIN

27) 13 Rocky L. Matthews 19-50129 Continued hearing on Trustee's motion to
Lynn B. Matthews dismiss for payment default (32)

FLIPPIN

28) 13 Jose J. Santillan-Ramos 19-50211 Continued hearing on debtors' motion to
Sandra B. Santillan-Ramos modify plan (45, 40); Trustee's response
(48, 43)

FLIPPIN

29) 13 Tammy A. Adams 20-50254 Hearing on Trustee's motion to dismiss for
payment default (16)

FLIPPIN

30) 13 Larry E. Black, Jr. 17-50678 3rd continued hearing on Trustee's motion
Katrina A. Black to dismiss for payment default (26)

Status hearing on order granting debtors'
motion for moratorium (37, 28)

LUCK

31) 13 Cecelia M. Ross 18-50514 Hearing on debtor's motion to incur debt
and substitute collateral (31); Trustee's
response (32)

LUCK

32) 13 Penelope C. Clement 19-50131 Hearing on debtor's motion to modify
plan (29)

LUCK

33) 13 James K. Ball 19-50381 Continued hearing on Trustee's motion to dismiss for payment default (65)

Continued status hearing on bench order granting debtors' motion for moratorium (66)

Hearing on debtors' motion to sell property (81); Trustee's response (83)

LUCK

34) 13 Michelle C. Adams 19-50497 Continued hearing on Trustee's motion to dismiss for payment default (32)

LUCK

35) 13 Rosalino Duarte 19-50722 6th continued hearing on Trustee's motion to dismiss for payment default (25)

5th continued status hearing on order granting debtor's motion for moratorium (40, 33, 32, 27)

LUCK

36) 13 Margaret G. Cardwell 20-50051 Hearing on Trustee's motion to modify plan (17)

LUCK

37) 13 David L. Kanupp 20-50221 Hearing on Trustee's motion to dismiss for payment default (28)

LUCK

38) 13 Clarence E. Bennett 15-50771 3rd continued hearing on Trustee's motion
Debbie P. Bennett to deem mortgage current or paid in full
(46); response [JP Morgan Chase Bank,
National Association] (1/07/21 doc)

GOURLEY
VINING

39) 13 Perry G. Burleson 17-50230 Hearing on debtors' motion to sell
Ruth A. Burleson property free and clear of liens (42, 41);
response [Carrington Mortgage Services,
LLC] (44)

GOURLEY
HEDRICK

40) 13 Jeremy D. Baker 18-50756 Hearing on Trustee's motion to dismiss
case for payment default (84)

GOURLEY

41) 13 Karen L. Rudolph 19-50588 Continued hearing on Trustee's motion to
dismiss for payment default (37)

GOURLEY

42) 13 Erin N. Gee 19-50742 Hearing on debtors' motion to modify
Lawrence J. Gee plan (38); Trustee's response (42)

GOURLEY

43) Adv Young's Truck Center, 20-5005 2nd continued pre-trial conference (19, 17)
Inc. Ch 13
v. 20-50132
Filiault, et al.

CAUDILL
GOURLEY

44) 13 Tracy R. Gwyn 20-50018 Hearing on Trustee's motion to dismiss for
payment default (36)

GOURLEY

45) 13 Timothy K. Ayers 20-50054 Hearing on debtor's motion to sell
property (36); Trustee's response (37);
response [First Horizon Bank] (38)

GOURLEY
HEDRICK

46) 13 Bobby J. Crosby 20-50224 Continued hearing on Trustee's motion to
dismiss for payment default (22)

GOURLEY

47) 13 Kenny R. Bass 20-50256 Continued hearing on Trustee's motion to
Dismiss for payment default (17)
Deborah N. Bass

GOURLEY

48) 13 Timothy W. Dempsey 20-50453 Hearing on debtors' objection to claim no.
3 (22)
Kymberly N. Dempsey

Hearing on debtors' objection to claim no.
6 (23)

GOURLEY

49) 13 Anthony R. Perkins 20-50454 Hearing on objection to confirmation of
Miranda B. Perkins plan [Bridgecrest Credit Company, LLC]
(23, 15, 9)

GOURLEY
HEDRICK

50) 13 Hilda S. Gatton 21-50058 Hearing on debtor's motion to impose
automatic stay (6); Trustee's response (15)

Hearing on court order to appear and show
cause for dismissal of case (12, 1)

GOURLEY

51) 13 Charles A. Bailey 21-50060 Hearing on debtor's motion to impose
automatic stay (6); Trustee's response (9)

GOURLEY

11:00 a.m.

52) 7 Peter L. Zagaroli 18-50508 3rd continued confirmation hearing on order granting Trustee's motion to sell property free and clear of liens (129, 113)

BRUMBAUGH
TAYLOR/MITCHELL, TR.

53) 7 Walter L. Conine 20-50107 Hearing on debtors' objection to claim (29); Trustee's response (30)
Penny S. Conine

GOURLEY
TAYLOR, TR.

54) 7 Christina L. Fox 20-50296 5th continued hearing on motion for relief from stay [TIAA, FSB] (12); Trustee's response (15)

2nd continued hearing on debtor's motion to convert case to Chapter 13 (33); Trustee's response (36); debtor's reply (37)

GROFF
SUMMERLIN, TR.
VINING

55) 7 Communities in Schools 21-50039 Hearing on court order to appear and show cause for dismissal of case (10, 1)
of Northwest North Carolina

LANEY
SUMMERLIN, TR.

56) 7 My Favorite Kitchen Things-Corbett, LLC 21-50083 Hearing on Trustee's motion to dismiss (8)

LUCK
SUMMERLIN, TR.

57) 7 Brian D. Crone 21-50041 Hearing on court order to appear and show cause for dismissal of case (11, 1)

MALLORY
TAYLOR, TR.

58) 7 Kelly G. Riley 20-50253 5th continued reaffirmation hearing (39, 25, 24)

PLANER
TAYLOR, TR.

59) 11 Radford Quarries, Inc. 19-50454 4th continued status hearing on court order and notice of status of hearing (157, 141)

BROWN/WRIGHT

60) 11 Custom Design Group, LLC 20-50463

2nd continued hearing on motion to determine secured status in deposit accounts, to allow setoff, for adequate protection or in the alternative, for relief from the automatic stay [Peoples Bank] (30)

Continued hearing on motion to dismiss bankruptcy case for lack of authority [Dewyone "Pedie" King] (32); debtor's response (55)

Hearing on confirmation of Chapter 11 Subchapter V plan of reorganization (58, 57)

Hearing on motion to withdraw as attorney [Caleb Brown] (66)

BROWN/WRIGHT
BOWERS, TR.
PETTIT
MARTINEZ
